

DECISION

**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

26595

FILE: B-211568.2**DATE:** October 27, 1983**MATTER OF:** Finkelstein Associates, Inc.**DIGEST:**

Protest against repeated amendments of RFP after closing dates expired is dismissed as untimely where protest is filed after last established closing date.

By letter of September 22, 1983, Finkelstein Associates, Inc., states that the United States Army Mobility Equipment Research and Development Command issued a number of amendments under request for proposals (RFP) No. DAAK70-83-R-0056 making changes in the RFP and extending the closing date, and protests that the amendments were always issued after the closing dates expired.

The last closing date that was established was June 13, 1983.

Our Bid Protest Procedures provide that, in the case of negotiated procurements, alleged improprieties which do not exist in the initial solicitation, but which are subsequently incorporated therein, must be protested not later than the next closing date for the receipt of proposals following the incorporation. 4 C.F.R. § 21.2(b)(1) (1983). Thus, the protest mailed more than 3 months after the last established closing date is dismissed as untimely. Sage Investment Inc., B-211655, May 31, 1983, 83-1 CPD 585.

Harry R. Van Cleve
Harry R. Van Cleve
Acting General Counsel

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